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**UNITED STATES PATENT AND TRADEMARK OFFICE**

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 24, 2006

VEDDER PRICE KAUFMAN & KAMMHOLZ  
222 N. LASALLE STREET  
CHICAGO, IL 60601  
US

Dear Sir/Madam,

Your refund request for 10769971 in the amount of \$385.00 has been denied .

When the application came it you did not claim small entity and we never received a letter within the 2 months time period allowed that stated you are a small entity.  
On the sur charge, if the oath or declaration is not signed, a sur charge is due.

Sincerely,

ELEANOR KURTZ  
Technical Center Others  
703 308-9010 x177

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11602.00.0012

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	Group Art Unit: 2133
	)	
MADSEN ET AL.	)	Examiner: TBD
	)	
Application No.: 10/769,971	)	Confirmation No.: 9127
	)	
Filed: FEBRUARY 2, 2004	)	<u>TRANSMITTAL FOR REQUEST FOR</u>
	)	<u>REFUND (2ND REQUEST)</u>
For: METHOD AND APPARATUS FOR	)	
GENERATING REFERENCE	)	
TRANSMISSION SIGNAL FOR	)	Vedder, Price, Kaufman & Kammholz, P.C.
USE IN TESTING	)	222 North LaSalle Street
COMMUNICATIONS	)	Chicago, Illinois 60601
RECEIVERS	)	(312) 609-7500
	)	Customer No.: 23418
	)	Via facsimile #703-872-9306

Mail Stop 16  
Director of the U.S. Patent and Trademark  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.26, the patentee, through its undersigned attorney, hereby requests that the U.S. Patent and Trademark Office refund the filing fee paid as large entity by actual mistake as follows:

- (1) The filing fee as large entity (\$770) was submitted on February 2, 2004 by actual mistake. Please credit the refund amount of \$385 to Deposit Account No. 22-0259.
- (2) On August 18, 2004, Surcharge/late fee as small entity (\$65) and One month extension of time as small entity (\$55) was submitted. On the September 2004 Deposit Account Statement, the amounts \$55 and \$65 was credited and the amount \$130 and \$110 was charged, making this transaction a large entity fee. Please credit the refund amount of \$55 and \$65 to Deposit Account No. 22-0259.
- (3) The applicant is claiming small entity status.

Enclosed is a copy of the first Refund Request made August 20, 2004 and stamped received by the Central Fax Center on August 20, 2004. As of today, August 4, 2005, we have NOT received credit of \$385 and/or \$65 and \$55 to Deposit Account No. 22-0259.


11602.00.0012

PATENT

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 22-0259.

Respectfully submitted,

VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.

Dated: August 4, 2005 By:   
Mark A. Dalla Valle  
Registration No. 34,147  
Attorney for Assignee

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08/20/2004 16:09 FAX 3126095005

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VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.

222 NORTH LA SALLE STREET

CHICAGO, ILLINOIS 60601

312-609-7500

FACSIMILE: 312-609-5005

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Our Fax Number is 312-609-5005.

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Page 1

Name: Mail Stop 16  
Firm: U.S. Patent and Trademark Office  
From: Mark A. Dalla Valle  
Date: August 20, 2004  
Client No.: 11602.00.0012

Fax No.: 703-872-9306  
Confirmation No.: 312-609-5005  
Sender's Ext.: 7620  
Total Pages: 2  
Time Received by Fax Dept:

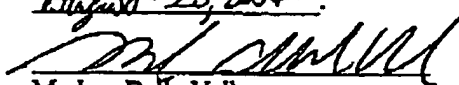
2864 AUG 20 PM 4:00

#### Message:

U.S. Patent Application No. 10/769,971, filed February 2, 2004, Docket No. 11602.00.0012

I hereby certify that this correspondence; Transmittal of Request of Filing Fee Payment is being facsimile transmitted to the United States Patent and Trademark Office on

August 20, 2004.

  
Mark A. Dalla Valle  
Reg. No. 34,147

CHICAGO/1271882.1

PAGE 1/2 \* RCVD AT 8/20/2004 5:11:38 PM (Eastern Daylight Time) \* SVR:USPTO-EFAX-12 \* DNS:3729306 \* CSID:3126095005 \* DURATION (mm-ss):00-50

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 3126095005  
Fax Information  
Date Received: 8/20/2004 5:11:38 PM [Eastern Daylight Time]  
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Received  
Cover  
Page  
=====>

08/20/2004 18:09 FAX 3126095005		VEDDER PRICE		0001	
<b>VEDDERPRICE</b>		<b>VEDDER, PHILL BAUFMAN &amp; HAMMILL, P.C.</b> 222 NORTH LA SALLE STREET CHICAGO, ILLINOIS 60601 312-468-7600 FACSIMILE: 312-468-8005			
<b>Facsimile</b>		OFFICE OF THE ATTORNEY GENERAL, NEW YORK CITY AND DISTRICT OF COLUMBIA, NEW YORK			
<small>If you have any questions about this document, please call 312-609-5005. The Fax Number is 312-609-5005.</small>		<small>Confidentiality Notice This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable laws. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone at 312-609-5005, and remove this message from your system. Thank you.</small>			
Please deliver the following page(s) to:		Page 1			
Name:	Mall Stop 16	Fax No.1	703-672-9306		
Firm:	U.S. Patent and Trademark Office	Confirmation No.:	312-609-5005		
From:	Mark A. Della Valle	Sender's Ext.:	7620		
Date:	August 20, 2004	Total Pages:	2		
Client No.:	11602.00.0012	Time Received by Fax Dept.:	2004 AUG 20 PM 4:00		
<b>Message:</b> U.S. Patent Application No. 10/769,971, Filed February 2, 2004, Document No. 11602.00.0012 I hereby certify that this correspondence, Transmittal of Request of Filing Fee Payment is being facsimile transmitted to the United States Patent and Trademark Office on <u>August 20, 2004</u>  Mark A. Della Valle Reg. No. 34,147					
CHICAGO 1371002.1 PAGE 02 OF 02 AT 8/20/2004 5:11:38 PM [Eastern Daylight Time] BY USPTO-EP705-02 CNO 3126095005 CS02:3126095005 DURATION (min-sec) 0:040					

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001

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 CONNECTION ID  
 ST. TIME 08/20 16:08  
 USAGE T 00'41  
 PGS. SENT 2  
 RESULT OK

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CLIENT LifePoint  
 FILE NO. 11602.00.0012  
 DUE DATE  
 BY [Signature] DATE 8/22/04

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Page 1

Name: Mail Stop 16  
 Firm: U.S. Patent and Trademark Office  
 From: Mark A. Dalla Valle  
 Date: August 20, 2004  
 Client No.: 11602.00.0012

Fax No.: 703-872-9306  
 Confirmation No.: 312-609-5005  
 Sender's Ext.: 7620  
 Total Pages: 2  
 Time Received by Fax Dept.:

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## Message:

U.S. Patent Application No. 10/769,971, filed February 2, 2004, Docket No. 11602.00.0012

I hereby certify that this correspondence; Transmittal of Request of Filing Fee Payment is being facsimile transmitted to the United States Patent and Trademark Office on

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[Signature]  
 Mark A. Dalla Valle

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Page 1

Name: Mail Stop 16  
Firm: U.S. Patent and Trademark Office  
From: Mark A. Dalla Valle  
Date: August 20, 2004  
Client No.: 11602.00.0012

Fax No.: 703-872-9306  
Confirmation No.: 312-609-5005  
Sender's Ext.: 7620  
Total Pages: 2  
Time Received by Fax Dept.:

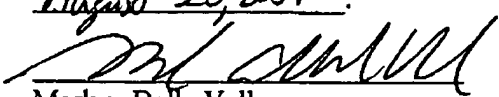
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### Message:

U.S. Patent Application No. 10/769,971, filed February 2, 2004, Docket No. 11602.00.0012

I hereby certify that this correspondence; Transmittal of Request of Filing Fee Payment is being facsimile transmitted to the United States Patent and Trademark Office on

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Mark a. Dalla Valle  
Reg. No. 34,147

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	)	Group Art Unit: 2133
	)	
MADSEN ET AL.	)	Examiner: TBD
	)	
Application No.: 10/769,971	)	Confirmation No.: 9127
	)	
Filed: FEBRUARY 2, 2004	)	<u>TRANSMITTAL OF REQUEST OF FILING</u>
	)	<u>FFF PAYMENT</u>
For: METHOD AND APPARATUS FOR	)	
GENERATING REFERENCE	)	
TRANSMISSION SIGNAL FOR	)	Vedder, Price, Kaufman & Kammholz, P.C.
USE IN TESTING	)	222 North LaSalle Street
COMMUNICATIONS	)	Chicago, Illinois 60601
RECEIVERS	)	(312) 609-7500
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Mail Stop 16  
Director of the U.S. Patent and Trademark  
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Alexandria, VA 22313-1450

Sir:


Pursuant to 37 C.F.R. 1.26, the patentee, through its undersigned attorney, hereby requests that the U.S. Patent and Trademark Office refund the filing fee paid as large entity by actual mistake as follows:

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- (3) The applicant is claiming small entity status.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 22-0259.

Respectfully submitted,

VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.

Dated: August 29 2004 By:   
Mark A. Dalla Valle  
Registration No. 34,147  
Attorney for Assignee



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312-609-7500

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2005 DEC 20 PM 3:53

US PATENT & TRADEMARK  
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December 21, 2005

**BY EXPRESS MAIL**

Ms. Latrice Sims  
U.S. Patent and Trademark Office  
Refunds Branch

Re: Re-submission of Refund Requests

Dear Ms. Sims:

Please find enclosed two refund request packets. Each packet included the original request marked by a red tab and subsequent resubmission of each request marked by yellow tabs. Also included are the auto-replies we have received from the PTO confirming the faxes were received by your office. I have repeatedly attempted to submit and resubmit these requests via fax, but have not been successful. I am sending you a hard copy of these requests and resubmissions in hopes of resolving this matter promptly.

Best Personal Regards,

  
Julie A. Brown

Enclosures

\*\*\*\*\*  
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\*\*\*\*\*

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TX/RX NO	2529
CONNECTION TEL	11602000012#915712738300
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ST. TIME	08/04 10:38
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PGS. SENT	4
RESULT	OK

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VEDDER, PRICE, KAUFMAN &amp; KAMMHOLZ, P.C.

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CHICAGO, ILLINOIS 60601

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Page 1

**SECOND REQUEST**

U.S. Patent and Trademark Office

Name: Mail Stop 16

Fax No.: 571-273-8300

Attention: Latrice Sims

Confirmation No.: 312-609-5005

From: Mark A. Dalla Valle

Sender's Ext.: 7620

Date: August 4, 2005

Total Pages: 4

Client No.: 11602.00.0012

Time Received by Fax Dept.:

**CAROL WILSON** 2865 AUG 4 AM 10:33**Message:**

U.S. Patent Application No. 10/769,971, filed February 2, 2004, Docket No. 11602.00.0012

I hereby certify that this correspondence; Transmittal of Refund Request (second request)(2 pages) and copy of Refund Request (1 page) made 8/20/2004 are being facsimile transmitted to the United States Patent and Trademark Office on August 4, 2005.

